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Attorney Docket # 5346-7CIP

Patent

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Ulrich STIMMING et al.

Serial No.: 10/054,213

Filed: November 13, 2001

For: Fuel Cell with Pulsed Anode Potential

Examiner: J. Crepeau
Group Art: 1745

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on March 21, 2006
(Date of Deposit)

Alfred W. Froebich

Name of applicant, assignee or Registered Representative

March 21, 2006
Date of Signature

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

SIR:

Applicant(s) hereby appeal(s) to the Board of Patent Appeals and Interferences from the decision dated September 23, 2005 of the Primary Examiner twice or finally rejecting claims 1-13.

The items checked below are appropriate:

1. The time for response to the Office Action of September 23, 2005 expires on March 23, 2006.
2. A _-month extension of time for response to the Office Action dated _ was filed on_. [No additional extensions of time are required.]

03/24/2006 DEMMANU1 00000041 10054213

01 FC:1401 500.00 OP

03/24/2006 DEMMANU1 00000041 10054213

02 FC:1253 1020.00 OP

3a. [x] Applicant(s) hereby request(s) a three-month extension of the original shortened statutory response period set in the Office Action of September 23, 2005. Payment in the amount of \$1020.00 for the government fee for an extension of time is enclosed herewith.

3b. [] This is not the first request for an extension of time relative to the outstanding paper. The period for response has already been extended by -month(s) by petition dated . Please extend the time for response by an additional -month(s). With this extension, the deadline for filing the required paper will be . Payment for the additional extension fee of \$ is enclosed.

4. [x] Check for payment of the appeal fee and extension fee of \$1520.00
[x] is enclosed herewith.
[] No additional fee is required (fee paid in prior appeal).
[] Charge the fee to Deposit Account No. 03-2412 (one additional copy of this Notice is enclosed herewith).

5. [x] Charge any additional fees required, for example, for lodging this appeal or for filing the Appeal Brief, not otherwise paid by check, to Deposit Account No. 03-2412. A duplicate copy of this sheet is enclosed.

Respectfully submitted,
COHEN, PONTANI, LIEBERMAN & PAVANE

By 
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Dated: March 21, 2006